

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

AURELIO MARTINEZ RODRIGUEZ,

Defendant.

4:17CR3036

ORDER

This matter comes before the court on defense counsel's motion to withdraw. (Filing No. 29). Counsel states the defendant has terminated her services. New counsel has not entered an appearance on Defendant's behalf, and there is nothing of record indicating whether Defendant has hired new counsel, is requesting appointed counsel, or intends to appear pro se.

If Defendant is requesting appointed counsel, the court is not currently in a position to do so. The court does not have a financial affidavit of record for Defendant, and based on the information available to the court at this time, does not know whether Defendant lacks sufficient assets to afford counsel.

IT IS THEREFORE ORDERED:

- 1) If Defendant is requesting appointed counsel, he shall complete a CJA23 financial affidavit, a copy of which is attached, and send it by mail, email (zwart@ned.uscourts.gov), or facsimile ((402) 437-1675), to the chambers of the undersigned magistrate judge. Upon receipt of Defendant's financial affidavit, the court will consider the motion for appointed counsel.
- 2) If Defendant is not requesting appointed counsel, his current counsel, Ms. Mora James, shall promptly contact my courtroom deputy to set the hearing on counsel's motion to withdraw.

- 3) Ms. Mora James remains counsel for Defendant pending further order of the court.

August 18, 2017.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge

FINANCIAL AFFIDAVIT

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT, OR OTHER SERVICES WITHOUT PAYMENT OF FEE

IN THE UNITED STATES ☐ DISTRICT COURT ☐ COURT OF APPEALS ☐ OTHER (Specify below)
IN THE CASE OF

_____. v. _____

FOR _____
AT _____

LOCATION NUMBER

PERSON REPRESENTED (Show your full name)

- 1 ☐ Defendant - Adult
2 ☐ Defendant - Juvenile
3 ☐ Appellant
4 ☐ Probation Violator
5 ☐ Supervised Release Violator
5 ☐ Habeas Petitioner
7 ☐ 2255 Petitioner
8 ☐ Material Witness
9 ☐ Other (Specify) _____

DOCKET NUMBERS
Magistrate Judge
District Court
Court of Appeals

CHARGE/OFFENSE (describe if applicable & check box→) ☐ Felony
☐ Misdemeanor

ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

INCOME & ASSETS	EMPLOYMENT	Are you now employed? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Self-Employed								
		Name and address of employer: _____ IF YES , how much do you earn per month? \$ _____ IF NO , give month and year of last employment? _____ How much did you earn per month? \$ _____								
	OTHER INCOME	If married, is your spouse employed? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES , how much does your spouse earn per month? \$ _____ If you are a minor under age 21, what is the approximate monthly income of your parent(s) or guardian(s)? \$ _____								
		Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input type="checkbox"/> Yes <input type="checkbox"/> No <table><tr><th>RECEIVED</th><th>SOURCES</th></tr><tr><td>IF YES, give the amount received and identify the sources</td><td>\$ _____</td></tr><tr><td></td><td>\$ _____</td></tr><tr><td></td><td>\$ _____</td></tr></table>	RECEIVED	SOURCES	IF YES , give the amount received and identify the sources	\$ _____		\$ _____		\$ _____
RECEIVED	SOURCES									
IF YES , give the amount received and identify the sources	\$ _____									
	\$ _____									
	\$ _____									
CASH	Do you have any cash on hand or money in savings or checking accounts? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES , total amount? \$ _____									
	Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input type="checkbox"/> Yes <input type="checkbox"/> No <table><tr><th>VALUE</th><th>DESCRIPTION</th></tr><tr><td>IF YES, give value and description for each</td><td>\$ _____</td></tr><tr><td></td><td>\$ _____</td></tr><tr><td></td><td>\$ _____</td></tr><tr><td></td><td>\$ _____</td></tr></table>	VALUE	DESCRIPTION	IF YES , give value and description for each	\$ _____		\$ _____		\$ _____	
VALUE	DESCRIPTION									
IF YES , give value and description for each	\$ _____									
	\$ _____									
	\$ _____									
	\$ _____									

OBLIGATIONS & DEBTS	DEPENDENTS	MARITAL STATUS ____ Single ____ Married ____ Widowed ____ Separated or Divorced	Total No. of Dependents ____	List persons you actually support and your relationship to them _____ _____ _____
	DEBTS & MONTHLY BILLS (Rent, utilities, loans, charge accounts, etc.)	DESCRIPTION	TOTAL DEBT	MONTHLY PAYMENT
		\$ _____	\$ _____	\$ _____
		\$ _____	\$ _____	\$ _____
		\$ _____	\$ _____	\$ _____
		\$ _____	\$ _____	\$ _____

I certify under penalty of perjury that the foregoing is true and correct.

SIGNATURE OF DEFENDANT
(OR PERSON REPRESENTED)

Date